

**APPLICATION FOR PERMISSION TO CHANGE POINT OF  
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE  
PUBLIC WATERS OF THE STATE OF NEVADA  
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 25 1999

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed DEC 17 1990 under 55534

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The applicant Washoe County, a political subdivision of the State of Nevada, hereby makes application for permission to change the Point of Diversion, Place of Use, and Manner of Use of a portion of water heretofore appropriated under Claim 75a of the final decree titled "In the District Court of the United States in and for the District of Nevada in Equity Docket No. A-3, the United States of America, Plaintiff, vs. Orr Ditch Company, et al., Defendants."

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1. The source of water is Thomas Creek
2. The amount of water to be changed 124.64 af
3. The water to be used for Storage
4. The water heretofore permitted for as decreed
5. The water is to be diverted at the following point SE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 4, T.18N., R.20E., M.D.B.&M., or at a point from which the NW corner of said Section 4 bears N. 57° 24' 41" W., a distance of 3,050.064 feet.
6. The existing permitted point of diversion is located within SE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 7, T.18N., R.20E., M.D.B.&M., or at a point from which the center of Section 8 of said Township and Range bears N. 70° 30' 00" E., a distance of 6,550.0 feet (as decreed).
7. Proposed place of use To be determined under secondary permits. Storage Reservoir is located within the NW $\frac{1}{4}$  of Section 4, T.18N., R.20E., M.D.B.&M., and the SW $\frac{1}{4}$  of Section 33, T.19N., R.20E., M.D.B.&M.
8. Existing place of use A portion of the NE $\frac{1}{4}$  SE $\frac{1}{4}$  and a portion of the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 6, T.18N., R.20E., M.D.B.&M. T.18N., R.20E., Section 6 Portion of NE $\frac{1}{4}$  SE $\frac{1}{4}$  0.41 acres 11.45 acres 1.18 acres Portion of SE $\frac{1}{4}$  SE $\frac{1}{4}$  11.05 acres 12.29 acres 1.15 acres 0.33 acres 0.49 acres 38.35 total acres.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from As decreed
11. Description of proposed works Ditches, pump, and pipelines to dam and reservoir constructed under Permit J-325.
12. Estimated cost of works \$15,000,000.00
13. Estimated time required to construct works Completed under Orr Ditch Decree and Permits 55534 and J-325.
14. Estimated time required to complete the application of water to beneficial use To be determined under secondary permits.

15. Remarks: This application is intended to be a "Primary Permit for Storage" with the actual beneficial use of water to be determined under secondary permits. Please refer to map filed under Permit 55534 for the Proposed Point of Diversion.

By Nancy Boardman, Water Rights Technician  
s/Nancy Boardman  
Washoe County Dept. of Water Resources  
P. O. Box 11130, Reno, NV 89520-0027

Compared my/cmf ag/cmf

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of the Thomas Creek as heretofore granted under Claim 75a, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This primary permit is issued under the authority of NRS 533.440 (Secondary Applications are required for the use of the appropriated water) and is only a temporary allowance. The final water right obtained will be dependent upon the amount of water actually placed to beneficial use under the secondary permits. A totalizing meter must be installed at the discharge near the point of diversion and accurate measurements must be kept of storage water discharged. This permit is further issued subject to the provisions of NRS 533.395 and the State retains the right to regulate the use of water herein granted at any and all times.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.4356 cubic feet per second, but not to exceed 124.34 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use on or before:

N/A

Proof of the application of water to beneficial use shall be filed on or before:

N/A

Map in support of proof of beneficial use shall be filed on or before:

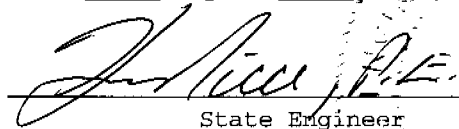
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 29th day of June, A.D. 2004

  
State Engineer

Completion of work filed JUN 16 1999 under 62459

Proof of beneficial use filed N/A

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_